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FILED/ACCEPTED

January 20, 2012

JAN 20 2012

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, S.W.
Washington, DC 20554

Federal Communications Commission
Office of the Secretary

Re: Section 63.71 Discontinuance Application of tw telecom of texas llc

Dear Ms. Dortch:

Pursuant to Section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, enclosed is the application of **tw telecom of texas llc** to discontinue the Complete Dynamic ATM service in the Dallas/Fort Worth, Texas metropolitan area. Notice of the proposed discontinuance is being filed under separate cover with the International Bureau pursuant to Section 63.19 of the Commission's rules, 47 C.F.R. § 63.19.

Please contact the undersigned with any questions regarding this application.

Respectfully submitted,



Mia Guizzetti Hayes
Matthew Jones

Counsel for tw telecom of texas llc

cc: Public Utilities Commission of Texas
Governor Rick Perry
Secretary of Defense, Attn. Special Assistant for Telecommunications

cc (via email): Bill Dever
Rodney McDonald
Kimberly Jackson

Enclosure

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

| | | |
|---|---|--------------------|
| In the Matter of |) | |
| |) | |
| Section 63.71 Application of |) | |
| tw telecom of texas llc |) | WC Docket No. ____ |
| For Authority Pursuant to Section 63.71 |) | |
| Of the FCC's Rules, 47 C.F.R. § 63.71, |) | |
| To Discontinue the Complete Dynamic |) | |
| ATM Service in Dallas/Fort Worth, Texas |) | |

**SECTION 63.71 APPLICATION OF
TW TELECOM OF TEXAS LLC**

tw telecom of texas llc ("**tw telecom of texas**"), a wholly-owned direct subsidiary of **tw telecom holdings inc.** and a wholly-owned indirect subsidiary of **tw telecom inc.**, requests authority under Section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, to discontinue the Complete Dynamic ATM service in the Dallas/Forth Worth, Texas metropolitan area. Notice of the proposed discontinuance is being filed simultaneously with the International Bureau pursuant to Section 63.19 of the Commission's rules, 47 C.F.R. § 63.19.

On May 6, 2011, **tw telecom of texas** notified affected customers and the Wireline Competition and International Bureaus of its plan to discontinue the Complete Dynamic ATM service. On May 20, 2011, the Commission released a Public Notice¹, stating that **tw telecom of texas's** application would be deemed granted on the 31st day after the release of the notice unless the Commission notified **tw telecom of texas** that the grant would not be automatically effective. The application was deemed granted on June 20, 2011. After the grant date, **tw telecom of texas** discovered that three affected customers inadvertently were not notified of the

¹ *Comments Invited on Application of tw telecom of texas llc to Discontinue Domestic Telecommunications Services*, WC Dkt. No. 11-89, Public Notice, DA 11-925 (rel. May 20, 2011).

planned discontinuance. The Complete Dynamic ATM service was not discontinued with respect to those customers who did not receive the May 6, 2011 discontinuance notice. **tw telecom of texas** requests consent to discontinue providing the Complete Dynamic ATM service to the customers who were not notified on May 6, 2011 of the planned discontinuance.

As required by Sections 63.71(a) and (b) of the Commission's rules, **tw telecom of texas** provides the following information in support of its discontinuance request:

Name and Address of Carrier (47 C.F.R. §§ 63.71(a)(1), (b)(2)):

tw telecom of texas llc
Customer Care, Network Operations Center
2342 Technology Drive, Summit 1
O'Fallon, MO 63368

tw telecom of texas llc
Corporate Headquarters
10475 Park Meadows Drive
Littleton, CO 80124

Date of Planned Service Discontinuance (47 C.F.R. §§ 63.71(a)(2), (b)(2)) and Points of Geographic Areas of Service Affected (47 C.F.R. §§ 63.71(a)(3), (b)(2)):

tw telecom of texas intends to discontinue the Complete Dynamic ATM service in the Dallas/Fort Worth, Texas metropolitan area on or after March 5, 2012, subject to Commission authorization to discontinue the service pursuant to 47 C.F.R. § 63.71(c).

Brief Description of Type of Service Affected (47 C.F.R. §§ 63.71(a)(4), (b)(2)):

The Complete Dynamic ATM service is a flexible bandwidth bundled service consisting of local exchange service with selected features, a Long Distance and/or Toll Free usage allowance of 2,500 minutes, shared web hosting, and Internet access.

Brief Description of the Date and Method of Notice to All Affected Customers (47 C.F.R. § 63.71(b)(3)):

tw telecom of texas notified its affected Dallas/Fort Worth metropolitan area customers of the planned discontinuance of the Complete Dynamic ATM service by letter sent via U.S. mail on January 20, 2012. A copy of the customer notification letter is appended hereto as

Attachment A. The letter informs affected customers that, with the required FCC approval, **tw telecom of texas** plans to discontinue the Complete Dynamic ATM service on or after March 5, 2012.

Regulatory Classification of Carrier (47 C.F.R. § 63.71(b)(4)):

tw telecom of texas is considered a non-dominant carrier in its provision of the Complete Dynamic ATM service in the Dallas/Fort Worth metropolitan area.

Other Information (47 C.F.R. § 63.71(b)(5)):

Copies of this Application are being sent via First-Class U.S. Mail to the Public Utilities Commission of Texas, the Governor of Texas, and the Special Assistant for Telecommunications to the Secretary of Defense, as required by Section 63.71(a) of the Commission's rules.

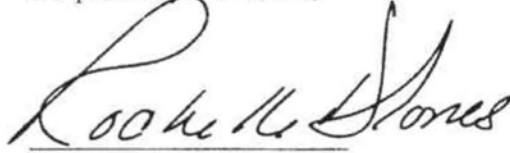
Please direct questions regarding this application to:

Mia Guizzetti Hayes
Willkie Farr & Gallagher LLP
1875 K Street, N.W.
Washington, DC 20006
(202) 303-1197
mhayes@willkie.com

Conclusion:

The public convenience and necessity will not be adversely affected by the discontinuance of **tw telecom of texas's** Complete Dynamic ATM service in the Dallas/Fort Worth metropolitan area. All affected customers have been given notice that affords them ample time to acquire reasonable substitute services, which are readily available in Dallas/Fort Worth and include, but are not limited to, other services offered by **tw telecom of texas**. Therefore, **tw telecom of texas** respectfully requests that the Commission approve this Section 63.71 Application to discontinue the Complete Dynamic ATM service in the Dallas/Fort Worth metropolitan area.

Respectfully submitted,

A handwritten signature in cursive script, reading "Rochelle D. Jones". The signature is written in black ink and is positioned above a horizontal line.

Rochelle D. Jones
Senior Vice President – Regulatory
tw telecom holdings inc.

Dated: January 20, 2012

Attachment A



tw telecom of texas llc
Customer Care
2342 Technology Drive
Summit 1
O'Fallon, MO 63368

Insert Billing Contact Name
Insert Company Name
Insert Billing Address 1
Insert Billing Address 2
Insert Billing City, State Zip

Date: January 20, 2012

Regarding: Complete Dynamic ATM service at
Service Address:

**Important Notice Regarding Discontinuance of
Complete Dynamic ATM Service Provided by tw telecom of texas llc**

Dear Customer,

Due to technology changes and our need to update network equipment across all regions, in the near future **tw telecom of texas llc ("tw telecom")** will no longer be able to provide or support the Complete Dynamic ATM service in the Dallas/Ft. Worth area. This letter serves as formal notice that, subject to the approval of the Federal Communications Commission ("FCC"), **tw telecom** plans to discontinue the Complete Dynamic ATM service at the above-referenced location on or after March 5, 2012.

In order to maintain continuous service at your location, we need to begin migration of your service to another **tw telecom** service that will best benefit your business or move your service to another telecommunications service provider as soon as possible. Provided that the FCC approves the proposed discontinuance, **if you have not made arrangements to replace your Complete Dynamic ATM service prior to March 5, 2012, please be advised that your service will be disconnected on or after that date.**

We would like to work with you to migrate your service to the Converged Services platform currently offered by **tw telecom**. Converged Services allow you to fully integrate Voice (analog lines, PRI, digital trunks) with data (VPN) and/or Internet and Security services on a single connection. Data, Internet and Voice services dynamically share all bandwidth, and the voice traffic is always prioritized over data.

I will be contacting you to assist you in selecting Converged Services or another service offering from **tw telecom**. If you wish to contact me, you may do so at the number or email provided below.

If you also subscribe to other services from **tw telecom**, those services will NOT be impacted by the anticipated discontinuance of the Complete Dynamic ATM service. Your other services will remain in place with no change to the applicable rates, terms, or conditions.

We sincerely regret any inconvenience this may cause you and your organization but look forward to continuing our relationship and providing a new service that meets your telecommunications needs. **tw telecom** is dedicated to providing the finest business communications services and customer care available, allowing you to focus on your business. Please contact me before March 5, 2012 to talk about **tw telecom**'s Converged Services or our other communications solutions that may best fit your business.

Sincerely,

Account Rep Name

Account Rep Title

tw telecom

Account Rep Phone

Account Rep email

tw telecom of texas llc is required by the FCC to provide the following statement:

The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the §63.71 Application of **tw telecom of texas llc**. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

CERTIFICATE OF SERVICE

I, Matthew Jones, do hereby certify that on this day, January 20, 2012, I caused to be served a true and correct copy of the foregoing Section 63.71 Application of **tw telecom of texas** llc via First-Class U.S. Mail, postage prepaid, to the following:

Public Utilities Commission of Texas
1701 N. Congress Avenue
P.O. Box 13326
Austin, TX 78711-3326
(512) 936-7000

Governor Rick Perry
Office of the Governor
P.O. Box 12428
Austin, TX 78711-2428
(512) 463-2000

Secretary of Defense
Attn: Special Asst. for Telecommunications
Pentagon
Washington, DC 20301
(703) 571-3343


Matthew Jones